

No. 56

# MICHIGAN SENATE

## DAILY CALENDAR

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WEDNESDAY, JUNE 24, 2009  
10:00 a.m.

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### MOTIONS

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(Consideration postponed until Friday, October 2.)

**HB 4316** Rep. Lisa Brown  
Torts; product liability; limitation on liability for drugs that have been approved by federal food and drug administration; rescind.  
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).  
**I.E. House, March 26, 2009.**  
**Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.**

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2

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(Consideration postponed until Friday, October 2.)

**HB 4317** Rep. Kennedy  
Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years after repeal of the defense.  
Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).  
**I.E. House, March 26, 2009.**  
**Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.**

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3

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(Consideration postponed until Friday, October 2.)

**HB 4318** Rep. Slavens  
Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.  
Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).  
**I.E. House, March 26, 2009.**  
**Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.**

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(Consideration postponed until Thursday, December 31.)

**SR 15** Sen. Whitmer  
A resolution to amend the Standing Rules of the Senate.  
**Motion to reconsider motion to discharge Committee on Government Operations and Reform, Thursday, May 7.**

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### MESSAGES FROM THE HOUSE

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**SB 349** Sen. Barcia  
Natural resources; fishing; limit on amount of discount on price of license; remove.  
Amends sec. 43521 of 1994 PA 451 (MCL 324.43521).  
**I.E. House, June 9, 2009.**  
**Returned from House with House substitute (H-1), Tuesday, June 16; laid over under the rules.**  
**Committee recommended I.E.**

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6

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**SB 587** Sen. Allen  
Taxation; hotel-motel tax; state convention facilities development act; modify.  
Amends secs. 3, 8, 9, 10 & 12 of 1985 PA 106 (MCL 207.623 et seq.).  
**I.E. House, June 18, 2009.**  
**Returned from House with House substitute (H-1), Tuesday, June 23; laid over under the rules.**  
**Committee recommended I.E.**

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7

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**SB 290** Sen. Jacobs  
Economic development; brownfield redevelopment authority; eligibility requirements; modify.  
Amends sec. 15 of 1996 PA 381 (MCL 125.2665).  
**I.E. House, June 18, 2009.**  
**Returned from House with House substitute (H-1), Tuesday, June 23; laid over under the rules.**  
**Committee recommended I.E.**

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8

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**SB 293** Sen. Olshove  
Economic development; renaissance zones; eligibility requirements; modify.  
Amends secs. 15 & 16 of 1996 PA 376 (MCL 125.2695 & 125.2696) & adds secs. 8g & 8h.  
**I.E. House, June 18, 2009.**  
**Returned from House with House substitute (H-1), Tuesday, June 23; laid over under the rules.**  
**Committee recommended I.E.**

## MESSAGES FROM THE HOUSE

9

**SB 295** Sen. Switalski

Economic development; obsolete property and rehabilitation; obsolete property rehabilitation act; modify eligibility requirements.

Amends sec. 8 of 2000 PA 146 (MCL 125.2788).

**I.E. House, June 18, 2009.**

**Returned from House with House substitute (H-1), Tuesday, June 23; laid over under the rules.**

**Committee recommended I.E.**

10

**SB 296** Sen. Clarke

Michigan business tax; other; historic preservation tax credit preferences and penalties under certain circumstances; provide for.

Amends sec. 435 of 2007 PA 36 (MCL 208.1435).

**I.E. House, June 18, 2009.**

**Returned from House with House substitute (H-1), Tuesday, June 23; laid over under the rules.**

**Committee recommended I.E.**

11

**HB 4083** Rep. Miller

State financing and management; funds; strategic fund; modify eligibility requirements.

Amends sec. 11 of 1984 PA 270 (MCL 125.2011).

**I.E. House, March 12, 2009.**

**I.E. Senate, May 7, 2009.**

**Returned from House with House substitute (H-1) to Senate substitute (S-2), Tuesday, June 23; laid over under the rules.**

12

**HB 4089** Rep. Nerat

Economic development; Michigan economic growth authority; eligibility requirements; modify.

Amends secs. 8 & 10 of 1995 PA 24 (MCL 207.808 & 207.810).

**I.E. House, March 12, 2009.**

**I.E. Senate, May 7, 2009.**

**Returned from House with House substitute (H-1) to Senate substitute (S-2), Tuesday, June 23; laid over under the rules.**

13

**HB 4092** Rep. Constan

Economic development; other; industrial development revenue bond act; modify eligibility requirements.

Amends 1963 PA 62 (MCL 125.1251 - 125.1267) by adding sec. 5a.

**I.E. House, March 12, 2009.**

**I.E. Senate, May 7, 2009.**

**Returned from House with House substitute (H-3) to Senate substitute (S-1), Tuesday, June 23; laid over under the rules.**

## MESSAGES FROM THE HOUSE

14

**HB 4093** Rep. Bettie Scott

Economic development; plant rehabilitation; eligibility requirements; modify.

Amends sec. 4 of 1974 PA 198 (MCL 207.554).

**I.E. House, March 12, 2009.**

**I.E. Senate, May 7, 2009.**

**Returned from House with House substitute (H-1) to Senate substitute (S-1), Tuesday, June 23; laid over under the rules.**

15

**HB 4094** Rep. Roberts

Economic development; other; transportation economic development fund; modify eligibility requirements.

Amends sec. 13 of 1987 PA 231 (MCL 247.913) & adds sec. 9a.

**I.E. House, March 12, 2009.**

**I.E. Senate, May 7, 2009.**

**Returned from House with House substitute (H-3) to Senate substitute (S-1), Tuesday, June 23; laid over under the rules.**

## THIRD READING OF BILLS

16

**SB 216** Sen. Allen

Liquor; licenses; continuing care retirement center liquor license; create.

Amends secs. 525 & 537 of 1998 PA 58 (MCL 436.1525 & 436.1537) & adds sec. 545.

**Reported by Committee on Economic Development and Regulatory Reform.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

17

**SB 47** Sen. Kahn

Health; pharmaceuticals; prescription drug website; provide for.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9721.

**Reported by Committee on Health Policy.**

**Committee recommended I.E.**

18

**SB 470** Sen. Sanborn

Liquor; retail sales; tagging of certain beer kegs; require.

Amends 1998 PA 58 (MCL 436.1101 - 436.2303) by adding sec. 1029.

**Reported by Committee on Economic Development and Regulatory Reform.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## THIRD READING OF BILLS

19

**HB 4184** Rep. Ball

Counties; other; uniform system of accounting and reporting; modify.

Amends secs. 4 & 5 of 1919 PA 71 (MCL 21.44 & 21.45).

**I.E. House, May 5, 2009.**

**Reported by Committee on Local, Urban and State Affairs.**

**Committee recommended I.E.**

20

**SB 462** Sen. Richardville

Financial institutions; loan officers; mortgage loan officer licensing; adopt statute that complies with federal SAFE act requirements.

Creates new act.

**Reported by Committee on Banking and Financial Institutions.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

21

**SB 463** Sen. Stamas

Financial institutions; mortgage brokers and lenders; mortgage brokers, lenders, and servicers licensing act; amend to comply with federal SAFE act requirements.

Amends title & secs. 1a, 2, 8, 10, 11, 12, 14, 29 & 33 of 1987 PA 173 (MCL 445.1651a et seq.) & repeals secs. 2a, 2b, 2c & 22b of 1987 PA 173 (MCL 445.1652a et seq.).

**Reported by Committee on Banking and Financial Institutions.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

22

**SB 464** Sen. Olshove

Financial institutions; mortgage brokers and lenders; secondary mortgage loan act; amend to comply with federal SAFE act requirements.

Amends title & secs. 1, 2, 6, 6a, 6b, 11, 13, 20, 22 & 27 of 1981 PA 125 (MCL 493.51 et seq.) & repeals secs. 2a, 2b, 2c, 2d & 26a of 1981 PA 125 (MCL 493.52a et seq.).

**Reported by Committee on Banking and Financial Institutions.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

23

**SB 465** Sen. Sanborn

Financial institutions; other; consumer financial services act; amend to comply with federal SAFE act requirements.

Amends sec. 9 of 1988 PA 161 (MCL 487.2059).

**Reported by Committee on Banking and Financial Institutions.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

## THIRD READING OF BILLS

24

**HB 4743** Rep. Booher

Financial institutions; banks; time period for writing off certain bad debt; modify.

Amends sec. 4205 of 1999 PA 276 (MCL 487.14205).

**I.E. House, April 21, 2009.**

**House substitute (H-1).**

**Reported by Committee on Banking and Financial Institutions.**

**Committee recommended I.E.**

25

**HB 4749** Rep. Clemente

Financial institutions; savings banks; time period writing off certain bad debts; modify.

Amends sec. 512 of 1996 PA 354 (MCL 487.3512).

**I.E. House, April 21, 2009.**

**House substitute (H-2).**

**Reported by Committee on Banking and Financial Institutions.**

**Committee recommended I.E.**

## GENERAL ORDERS

26

**SB 35** Sen. Sanborn

Civil procedure; statute of limitations; statute of limitations and statute of repose for actions against architects, engineers, and construction contractors; revise.

Amends secs. 5805 & 5839 of 1961 PA 236 (MCL 600.5805 & 600.5839).

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

27

**SB 361** Sen. Gilbert

Michigan business tax; gross receipts; phase-in of exclusion of tobacco taxes from the definition of gross receipts; eliminate.

Amends sec. 111 of 2007 PA 36 (MCL 208.1111).

**Reported by Committee on Finance.**

**Committee recommended I.E.**

28

**SB 165** Sen. Barcia

Traffic control; accidents; procedure relating to obtaining crash reports; modify.

Amends secs. 621 & 622 of 1949 PA 300 (MCL 257.621 & 257.622).

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

## GENERAL ORDERS

29

**SB 388** Sen. Birkholz

Natural resources; other; state park, boating access site, and forest recreation passport fees; provide for distribution of revenue.

Amends secs. 2005, 2030, 2035, 74101, 74102a, 74116, 74117, 74122, 74123, 78105 & 83106 of 1994 PA 451 (MCL 324.2005 et seq.); adds secs. 1911 & 2045 & repeals secs. 1909 & 1910 of 1994 PA 451 (MCL 324.1909 & 324.1910).

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-4).**

**Committee recommended I.E.**

30

**SB 389** Sen. Basham

Natural resources; other; state park, boating access site, and forest recreation passport; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 805.

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-6).**

**Committee recommended I.E.**

31

**SB 266** Sen. Hunter

Advertising; billboards; billboards for sexually oriented businesses; provide for regulation.

Amends sec. 18a of 1972 PA 106 (MCL 252.318a).

**Reported by Committee on Transportation.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

32

**HB 4053** Rep. Simpson

Highways; name; renaming a portion of M-188; designate as the "Elgie G. Hanna Memorial Highway".

Amends 2001 PA 142 (MCL 250.1001 - 250.2080) by adding sec. 77.

**I.E. House, March 10, 2009.**

**Reported by Committee on Transportation.**

**Committee recommended I.E.**

33

**SB 478** Sen. Sanborn

Corrections; other; report to legislature of status of offender tracking system; require.

Amends 1953 PA 232 (MCL 791.201 - 791.285) by adding sec. 7b.

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

34

**SB 418** Sen. Allen

State financing and management; funds; centers of energy excellence program; increase funding.

Amends sec. 88q of 1984 PA 270 (MCL 125.2088q).

**Reported by Committee on Commerce and Tourism.**

**Committee recommended I.E.**

## GENERAL ORDERS

35

**SB 592** Sen. Kuipers

Education; financing; certain energy contracts; allow.

Amends sec. 1274a of 1976 PA 451 (MCL 380.1274a).

**Reported by Committee on Education.**

**Committee recommended I.E.**

36

**SB 325** Sen. Basham

Crimes; other; installation or use of motor vehicle tracking device; prohibit under certain circumstances and provide penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 539l.

**Reported by Committee on Judiciary.**

**Committee recommended I.E.**

37

**SB 449** Sen. Brown

Law enforcement; other; definition of regularly employed; clarify in commission on law enforcement standards act and allow for certain waivers.

Amends secs. 2 & 9 of 1965 PA 203 (MCL 28.602 & 28.609).

**Reported by Committee on Homeland Security and Emerging Technologies.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

38

**SB 48** Sen. Kahn

State; buildings; flags flown at state buildings; require to be made in the United States.

Amends 1911 PA 209 (MCL 2.21 - 2.27) by adding sec. 2a.

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

39

**HB 4514** Rep. Lahti

Income tax; credit; eligibility for state earned income tax credit; require taxpayer to be resident for at least 6 months.

Amends sec. 272 of 1967 PA 281 (MCL 206.272).

**I.E. House, March 18, 2009.**

**House substitute (H-1).**

**Reported by Committee on Finance.**

**Committee recommended I.E.**

40

**HB 4674** Rep. Mayes

Michigan business tax; credit; credit for anchor companies based on qualified new jobs created by certain suppliers and customers; revise.

Amends sec. 431a of 2007 PA 36 (MCL 208.1431a).

**I.E. House, May 5, 2009.**

**Reported by Committee on Commerce and Tourism.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## GENERAL ORDERS

41

**SB 215** Sen. Garcia

State agencies (existing); boards and commissions; name and duties of the commission on Spanish-speaking affairs (COSSA); revise.

Amends title & secs. 1, 2, 3, 4, 5 & 6 of 1975 PA 164 (MCL 18.301 et seq.).

**Reported by Committee on Local, Urban and State Affairs.**

**Senate substitute (S-3).**

**Committee recommended I.E.**

42

**SB 528** Sen. Hardiman

Health facilities; patients; reuse of single-use medical devices; prohibit under certain circumstances and prescribe remedies for violation.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 20153.

**Reported by Committee on Health Policy.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

43

**HB 4446** Rep. Lahti

Appropriations; natural resources; department of natural resources; provide for fiscal year 2009-2010.

Creates appropriation act.

**I.E. House, June 18, 2009.**

**House substitute (H-1).**

**Rules suspended, placed on General Orders, Tuesday, June 23.**

44

**HB 4450** Rep. DeShazor

Vehicles; equipment; child restraint safety seat; require to be in rear seat if vehicle has rear seat, and remove nursing child exemption.

Amends sec. 710d of 1949 PA 300 (MCL 257.710d).

**I.E. House, June 18, 2009.**

**House substitute (H-1).**

**Rules suspended, placed on General Orders, Tuesday, June 23.**

45

**HB 4436** Rep. McDowell

Appropriations; community health; department of community health; provide for fiscal year 2009-2010.

Creates appropriation act.

**I.E. House, April 22, 2009.**

**House substitute (H-5).**

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## GENERAL ORDERS

46

**HB 4437** Rep. Smith

Appropriations; corrections; department of corrections; provide for fiscal year 2009-2010.

Creates appropriation act.

**I.E. House, April 2, 2009.**

**House substitute (H-1).**

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

47

**HB 4447** Rep. Terry Brown

Appropriations; school aid; school aid appropriations; provide for fiscal year 2009-2010.

Amends secs. 3, 6, 8b, 11, 11a, 11g, 11j, 11k, 11m, 11n, 15, 18, 20, 20d, 20j, 22a, 22b, 24, 24a, 24c, 26a, 26b, 29, 31a, 31d, 31f, 32b, 32d, 32f, 32n, 39, 39a, 51a, 51c, 51d, 53a, 54, 54a, 56, 61a, 62, 64, 74, 81, 94a, 98, 99, 101, 104, 107, 147 & 164c of 1979 PA 94 (MCL 388.1603 et seq.) & repeals secs. 22d, 22e, 32c, 32j, 37, 38, 41, 54c, 57, 65, 99a, 99e, 99i, 99j, 99k, 99n, 99p, 104a, 104b & 166 of 1979 PA 94 (MCL 388.1622d et seq.).

**I.E. House, April 2, 2009.**

**House substitute (H-1).**

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

48

**HB 4721** Rep. Terry Brown

Appropriations; supplemental; multisection school aid zero budget bill for 2008-2009; provide for.

Amends secs. 11 & 17b of 1979 PA 94 (MCL 388.1611 & 388.1617b).

**I.E. House, June 11, 2009.**

**House substitute (H-2).**

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

49

**SB 251** Sen. McManus

Appropriations; zero budget; department of natural resources; provide for fiscal year 2009-2010.

Creates appropriation act.

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## RESOLUTIONS

50

**SR 41** Sen. Cropsey

A resolution to urge the Michigan Department of Corrections to implement nondenominational prison congregation programs within our prisons.

**Reported by Committee on Judiciary.**

**For text of resolution, see Senate Journal No. 32, page 591.**

**Adoption pending.**

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**SCHEDULED MEETINGS**

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**Appropriations** - Wednesday, June 24, 2:00 p.m. or later when committees are given leave to meet, Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

**Subcommittee -**

**Federal Stimulus Oversight** - Wednesday, June 24, 8:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Banking and Financial Institutions** - Wednesday, June 24, 8:30 a.m., Room 210, Farnum Building (373-3543)

**Economic Development and Regulatory Reform** - Wednesday, June 24, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-7670)

**Finance** - Thursday, June 25, 11:00 a.m., Room 110, Farnum Building (373-1758)

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**SCHEDULED MEETINGS**

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**Legislative Commission on Statutory Mandates** - Thursday, June 25 (CANCELED); Friday, June 26, 9:00 a.m., Oakland County Executive Office Building, Waterford Room, 1st Floor, Building 41-West, 2100 Pontiac Lake Road, Waterford (373-0212)

**Legislative Retirement Board of Trustees** - Thursdays, September 10 and December 3, 2:00 p.m., Room H-252, Capitol Building (373-0575)

**Michigan Law Revision Commission** - Wednesday, June 24, 11:30 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

**Senior Citizens and Veterans Affairs** - Wednesday, June 24, 9:00 a.m., Room 100, Farnum Building (373-2413)